

**RECEIVED**  
**CENTRAL FAX CENTER**  
**NOV 21 2008**

Docket No. F-8374

Ser. No. 10/516,660

**AMENDMENTS TO THE DRAWINGS:**

Please find accompanying this response a new sheet for added Fig. 27 which shows a completed structure in accordance with claim 1.

Docket No. F-8374

Ser. No. 10/516,660

**REMARKS**

Contrary to the recitation in the Office Action summary, claims 1-4 and 6-42 remain pending in this application. Claims 2-4, 7-12, 15, 17, 22-24, 26-29, 31-36, 39 and 41 are withdrawn from examination by the Examiner but remain pending. Claims 1, 6, 13, 14, 16, 18-21, 25, 30, 37, 38, 40 and 42 were rejected. Claim 5 is previously cancelled.

**DRAWING OBJECTIONS**

The Examiner objects to the drawings under 37 C.F.R. § 1.83(b) for failing to features of the invention presently recited in claim 1. The Examiner has not assert rejections for new matter in claim 1 and it is respectfully submitted that claim is fully supported by the text of the specification. Please find accompanying this amendment a new drawing sheet including Fig. 27 which is to be added and addresses the features of claim 1 noted in the Office Action. The specification is also amended to make proper reference to the new drawing. No new matter is added since the features of the new drawings are clearly supported by the specification and the above noted claim. In view of this addition, reconsideration of the objection to the drawings and withdrawal thereof are earnestly solicited.

RECEIVED  
CENTRAL FAX CENTER  
NOV 21 2008

Docket No. F-8374

Ser. No. 10/516,660

**CLAIM REJECTIONS BASED ON OBVIOUSNESS DOUBLE PATENTING**

Claims 1, 6, 13, 14, 16, 18-21, 25, 30, 37, 38, 40 and 42 are rejected under the judicially created doctrine of the "obviousness" type double patenting rejection as unpatentable over claim 1 of U.S. Patent No. 7,218,201.

With regard to the "obviousness" type double patenting rejection, the assignee herein files, without prejudice, a terminal disclaimer in compliance with 37 CFR 1.321(b) pursuant to 37 CFR 1.78(d) in order to overcome any such double patenting rejection.

**TERMINAL DISCLAIMER FEE**

A terminal disclaimer in compliance with 37 CFR 1.321(c) is herein filed. Please charge the corresponding fee of \$140 to Deposit Account No. 10-1250. **The fee of \$140.00 for the Terminal Disclaimer is provided for in the charge authorization presented in the PTO Form 2038, Credit Card Payment form, provided herewith.**

**REQUEST FOR EXTENSION OF TIME**

Applicant respectfully requests a two month extension of time for responding to the Office Action. **The fee of \$1110.00 for the extension is provided for in the charge authorization presented in the PTO Form 2038, Credit Card Payment.**

Docket No. F-8374

Ser. No. 10/516,660

**form, provided herewith.** A Notice of Appeal is concurrently filed with this response and the fee therefor is reflected in the accompanying Credit Card Payment Form PTO-2038.

If there is any discrepancy between the fee(s) due and the fee payment authorized in the Credit Card Payment Form PTO-2038 or the Form PTO-2038 is missing or fee payment via the Form PTO-2038 cannot be processed, the USPTO is hereby authorized to charge any fee(s) or fee(s) deficiency or credit any excess payment to Deposit Account No. 10-1250.

Docket No. F-8374

Ser. No. 10/516,660

In light of the foregoing, the application is now believed to be in proper form for allowance of all claims and notice to that effect is earnestly solicited.

Respectfully submitted,  
JORDAN AND HAMBURG LLP

By F Jordan by H F Ruschmann  
Frank J. Jordan  
Reg. No. 20,456 Reg 35341  
Attorney for Applicants  
and,

By H F Ruschmann  
Herbert F. Ruschmann  
Reg. No. 35,341  
Attorney for Applicants

Jordan and Hamburg LLP  
122 East 42nd Street  
New York, New York 10168  
(212) 986-2340

enc: Form PTO-2038; Notice of Appeal; new drawing sheet of Fig. 27, and Terminal Disclaimer.